

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Santana Rodriguez Balderas,

Petitioner,

v.

Civ. No. 07-1311 (JNE/JSM)
ORDER

State of Minnesota,

Respondent.

In a Report and Recommendation dated January 23, 2008, the Honorable Janie S. Mayeron, United States Magistrate Judge, recommended that Petitioner's application for a writ of habeas corpus be denied; Petitioner's motion to appoint counsel be denied; Petitioner's motion for an evidentiary hearing be denied; Petitioner's motion to compel be denied; Petitioner's motion to amend/correct be denied; and that this action be dismissed. Petitioner objected to the Report and Recommendation.

The Court has conducted a de novo review of the record. *See* D. Minn. LR 72.2(b). Based on that review, the Court adopts the Report and Recommendation. Accordingly, IT IS ORDERED THAT:

1. Petitioner's application for a writ of habeas corpus relief under 28 U.S.C. § 2254 [Docket No. 1] is DENIED.
2. Petitioner's motion to appoint counsel [Docket No. 15] is DENIED.
3. Petitioner's motion for a hearing [Docket No. 21] is DENIED.
4. Petitioner's motion to compel [Docket No. 22] is DENIED.
5. Petitioner's motion to amend/correct [Docket No. 23] is DENIED.

6. This action is DISMISSED WITH PREJUDICE.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: February 20, 2008

s/ Joan N. Ericksen
JOAN N. ERICKSEN
United States District Judge